

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Lawrence N Taugher

Serial No.: 08/823823

Examiner: Ali Neyzari

Filing Date: Mar 25, 1997

Group Art Unit: 2752

Title: Write Protect For Rewritable Compact Disks And Digital Video Disks



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ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment () Petition to extend time to respond
() New fee as calculated below () Supplemental Declaration
(X) No additional fee (Address envelope to "Box Non-Fee Amendments")
() Other: _____ (fee \$ _____)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	11	MINUS	20	= 0	X \$18	\$ 0
INDEP. CLAIMS	3	MINUS	3	= 0	X \$78	\$ 0
[] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$260	\$ 0
EXTENSION FEE	1ST MONTH \$110.00	2ND MONTH \$380.00	3RD MONTH \$870.00	4TH MONTH \$1360.00		\$ 0
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit: 10/5/00

Typed Name: Tara A. Schulze

Signature: _____

Respectfully submitted,

Lawrence N Taugher

By Augustus W Winfield

Augustus W Winfield

Attorney/Agent for Applicant(s)
Reg. No. 34,046

Date: 10/5/00

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PATENT APPLICATION
ATTORNEY DOCKET NO. 10970451-4

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10-19-00

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Lawrence N. Taugher

Serial No.: 08/823,823

Filing Date: 03/25/97

Title: WRITE PROTECT FOR REWRITABLE COMPACT DISKS AND DIGITAL VIDEO
DISKS



Examiner: Ali Neyzari

Group Art Unit: 2752

THE ASSISTANT COMMISSIONER OF PATENTS
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REMARKS IN RESPONSE TO OFFICE ACTION

No amendments have been made. Claims 1-11 remain in the application.
Reconsideration and reexamination is respectfully requested.

In paper 21, various rejections were repeated from paper 17. Applicant's remarks in the reply to paper 17 are still applicable. The present remarks are limited to new art cited in paper 21.

In paper 21, claims 1-11 were under 35 U.S.C. § 103 in light of prior art disclosed in the specification and further in view of Japanese Patent No. 404095287 (Takahashi). As applicant discussed in the reply to paper 17, in all the prior art discussed in the application, and in all the prior art cited by the applicant or the examiner, only the presence of write protect devices is detected. Takahashi merely provides one more example of detecting the presence of a write protect device. There is no teaching or suggestion that the write protect device prevents operation, as opposed to mere software detection of the device. Software can always ignore the presence of the devices. Accordingly, the prior art does not teach or suggest covering the power calibration area, or any other area required for functionality. The examiner has not provided any prior art in which a write protect device physically

prevents a function required for writing. The examiner has failed to establish a *prima facie* case for obviousness.

Respectfully submitted,

A. W. Winfield

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Reg. No. 34,046

October 5, 2000

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